APPENDIX ONE

CHAPTER 28-4—INSOLVENT TRADERS

Georgia Code Section 28-402.

RECEIVER FOR INSOLVENT TRADER.—In case any corporation, not municipal, or any trader or firm of traders shall fail to pay, at maturity, any one or more matured debts, payment of which has been properly demanded of such debtor, and by him refused, and shall be insolvent, it shall be in the power of a court of equity, under a creditor's petition, to which one or more creditors, representing one third in amount of the unsecured debts of such insolvent corporation, trader, or firm of traders, whose debts are matured and unpaid, shall be necessary parties, to proceed to collect the assets, real and personal, including choses in action and money, and appropriate the same to the creditors of such trader, firm of traders, or corporation. (Acts 1880-1, p. 125; 1889, p. 74; 1894, p. 89.)

APPENDIX TWO

CHAPTER 37-4—EQUITY

Georgia Code Section 37-401.

LEGAL AND EQUITABLE ASSETS.—Assets are either legal or equitable; the former are such as may be reached by the ordinary process of law; the latter are such as can be reached only through the intervention of equity. The former when properly before the court, shall be distributed according to legal liens and priorities; the latter, according to justice and right in the particular case, the general rule being that equality is equity.

APPENDIX THREE

Georgia Code Section 37-405.

MARSHALING ASSETS.—In all cases where legal difficulties shall arise as to the distribution of assets in payment of debts, or where, from any circumstances, the ordinary

process of law would interfere with the due administration, without fault on the part of the representative of the estate, a petition to marshal the assets shall be maintained at his instance.

APPENDIX FOUR

Georgia Code Section 37-407.

CREDITORS' PETITIONS.—Creditors' petitions may be filed at the instance of any creditor, the privilege being extended to all to appear and become parties in a reasonable time.

APPENDIX FIVE

Georgia Code Section 37-408.

EQUITABLE ASSETS FOR CREDITORS.—Equitable assets may be reached by a creditor in every case where he shows that there is danger of not being satisfied out of legal assets.

APPENDIX SIX

CHAPTER 55-1—INJUNCTIONS

Georgia Code Section 55-106.

CREDITORS WITHOUT LIEN, RIGHTS OF.—Creditors without lien may not, as a general rule, enjoin their debtors from disposing of property, nor obtain injunction or other extraordinary relief in equity. (86 Ga. 100 (12 S. E. 205).)